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Attorneys for Plaintiff
RASCAL VIDEO, LLC

UNITED STATES DISTRICT COURT
CENTRAL DISTRICT OF CALIFORNIA
WESTERN DIVISION

RASCAL VIDEO, LLC, a California
limited liability company,

Plaintiff,

vs.

WORLD SEXY MEDIA
INVESTMENT, LLC, a California
limited liability company; VAST
RESOURCES, INC., a California
corporation; SCOTT TUCKER, an
individual; WSM INVESTMENT, LLC
D/B/A TOPCO SALES, an unknown
entity; WSM SALES, LLC, a Delaware
limited liability company; WORLD
SEXY MANUFACTURING
INVESTMENT, LLC, an unknown
entity; and DOES 1-10, inclusive,

Defendants.

Case No. 12-CV-09675 SVW (JCx)

REQUEST FOR DISMISSAL

Complaint filed: 11/13/2012

WHEREAS, the Complaint in this action was filed on November 13, 2012; and
WHEREAS, the Complaint was not served on any of the defendants named in
the Complaint; and

WHEREAS, Plaintiff filed a First Amended Complaint in this action on

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December 11, 2012, adding defendants WSM Investment, LLC d/b/a Topco Sales (“Topco”), WSM Sales, LLC (“WSM Sales”) and World Sexy Manufacturing Investment, LLC (“WSMI”) and terminating defendant World Sexy Media Investment, LLC; and

WHEREAS, the First Amended Complaint was duly served on all defendants named therein; and

WHEREAS; Plaintiff has dismissed its claims against defendants Vast Resources, Inc. and World Sexy Manufacturing Investment, LLC; and

WHEREAS, Plaintiff Rascal Video, LLC (“Rascal”), on the one hand, and remaining defendants Topco, WSM Sales and Scott Tucker (the “Topco Parties”) on the other hand, have resolved all disputes between them and have executed a confidential Settlement Agreement and mutual general releases; and

WHEREAS, the Settlement Agreement includes certain obligations of Topco to be performed in the next ninety (90) days;

NOW, THEREFORE, Rascal and the Topco Parties, by and through their respective undersigned counsel of record, respectfully request that:

1. This Action be dismissed WITH PREJUDICE against defendants WSM SALES and SCOTT TUCKER; and

2. This Action be dismissed WITH PREJUDICE against defendant TOPCO, subject to this Court’s retention of jurisdiction over the Action solely to enforce the terms of the Settlement Agreement, as provided in the [Proposed] Order of Dismissal lodged concurrently herewith; each party to bear its own attorneys’ fees and costs.

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1 Respectfully submitted,

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3 Dated: February 1, 2013

DYKEMA GOSSETT LLP

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5 By: /s/ S. Christopher Winter
6 S. Christopher Winter
7 Attorneys for Plaintiff

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10 Dated: February 1, 2013

LEWITT HACKMAN SHAPIRO
MARSHALL AND HARLAN

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By: /s/ Sue Bendavid

Sue Bendavid
Attorneys for Defendants
WSM INVESTMENT, LLC, WSM
SALES, LLC and SCOTT TUCKER

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